

## RESOLUTION

**WHEREAS**, Section 2-25.13 of the Code of the Borough of Watchung requires that contracts for purchases or services involving more than two thousand dollars be awarded by a resolution of the Mayor and Council.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Watchung, County of Somerset, State of New Jersey, that the Purchasing Agent be authorized to issue Purchase Orders as follows:

Vendor: Lawsoft, Inc., 15 Hamburg Turnpike, Bloomingdale, NJ 07403  
Item: Police Support and Maintenance for CAD/RMS 2021 interface  
Total Price: \$5,400.00  
Charged to: 0-01-190-273

\_\_\_\_\_  
Wendy Robinson, Council President

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Keith S. Balla, Mayor

Date: December 3, 2020  
INDEX: Purchases  
C: Finance

## RESOLUTION

**WHEREAS**, N.J.S.A. 40:48-5.1 mandates that under certain specified circumstances a municipality must enter into negotiations with an animal control service for the collecting, keeping, redemption and destroying of stray animals with the municipality; and

**WHEREAS**, said statute provides that the municipality may enter into a contract for the provision of services with such a humane society without advertisement for public bids; and

**WHEREAS**, pursuant to the provisions of said statute, the Borough of Watchung has entered into negotiations with Washington Humane Society (dba St. Hubert's Animal Welfare Center), which meets the requirements of N.J.S.A. 40:48-5.1; and

**WHEREAS**, the Chief Financial Officer has certified that funds are available for this contract in the animal control trust fund and the municipal budget; and

\_\_\_\_\_  
Chief Financial Officer

**WHEREAS**, the Mayor and Council have determined that it is in the best interest of the municipality to enter into a one-year contract with Washington Humane Society dba St. Hubert's Animal Welfare Center.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Watchung, County of Somerset, State of New Jersey does hereby authorize the execution of a one-year contract, in the form annexed hereto, effective January 1, 2021 through December 31, 2021 in the amount of \$16,839.00

\_\_\_\_\_  
Ronald Jubin, Council Member

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Keith S. Balla, Mayor

Date: December 3, 2020

Index: Awards,

CC: Finance, Bd of Health, Police Chief

**RESOLUTION**

**WHEREAS**, a property located at 1680-1690 Route 22, also known as Block 6201 Lot 3, mailed a tax payment for the 4<sup>th</sup> quarter 2020 bill within the grace period; and

**WHEREAS**, the Borough did not receive the payment until after the grace period was over, therefore creating a delinquent interest balance; and

**WHEREAS**, it has been determined that the property owners should not pay the delinquent interest since the payment was mailed in time for it normally to be received.

**NOW, THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Watchung, County of Somerset, State of New Jersey that the Tax Collector is authorized to waive the 4<sup>th</sup> quarter 2020 delinquent interest that was assessed for the delinquent payment.

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Wendy Robinson, Council President

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Keith S. Balla, Mayor

Date: December 3, 2020

Index: Finance Misc.

C: B. Hance

D. Gaebele

**RESOLUTION**

**WHEREAS**, N.J.S. 40A4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS**, said Director may also approve the insertion of an item of appropriation for an equal amount.

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of Watchung, County of Somerset, State of New Jersey requests the Director of the Division of Local Government Services to approve the insertion of this item of revenue in the budget of the year 2020 which is now available as a revenue from:

Miscellaneous Revenues: Section F: Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services - Public and Private Revenues Offset with

Appropriations:

Somerset County Youth Services Grant \$5,000.00

**BE IT FURTHER RESOLVED** that a like sum be and the same is hereby appropriated under the caption of:

General Appropriations: (A) Operations - Excluded from "CAPS": Public and Private Programs

Offset by Revenues:

Somerset County Youth Services Grant \$5,000.00

Adopted: \_\_\_\_\_  
Keith Balla, Mayor Date

Attest: \_\_\_\_\_  
Edith Gil, Clerk

Date: December 3, 2020  
Index: Finance-budget  
C: DLGS, B. Hance

## RESOLUTION

**WHEREAS**, properties located at 1511 Route 22 West, also known as Block 5703 Lot 2.01, and 1515 Route 22 West, also known as Block 5703 Lot 2.02 mailed a tax payment for the 4<sup>th</sup> quarter 2020 bill within the grace period; and

**WHEREAS**, the Borough did not receive the payment until after the grace period was over, therefore creating a delinquent interest balance; and

**WHEREAS**, it has been determined that the property owners should not pay the delinquent interest since the payment was mailed in time for it normally to be received.

**NOW, THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Watchung, County of Somerset, State of New Jersey that the Tax Collector is authorized waive the 4<sup>th</sup> quarter 2020 delinquent interest that was assessed for the delinquent payment.

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Wendy Robinson, Council President

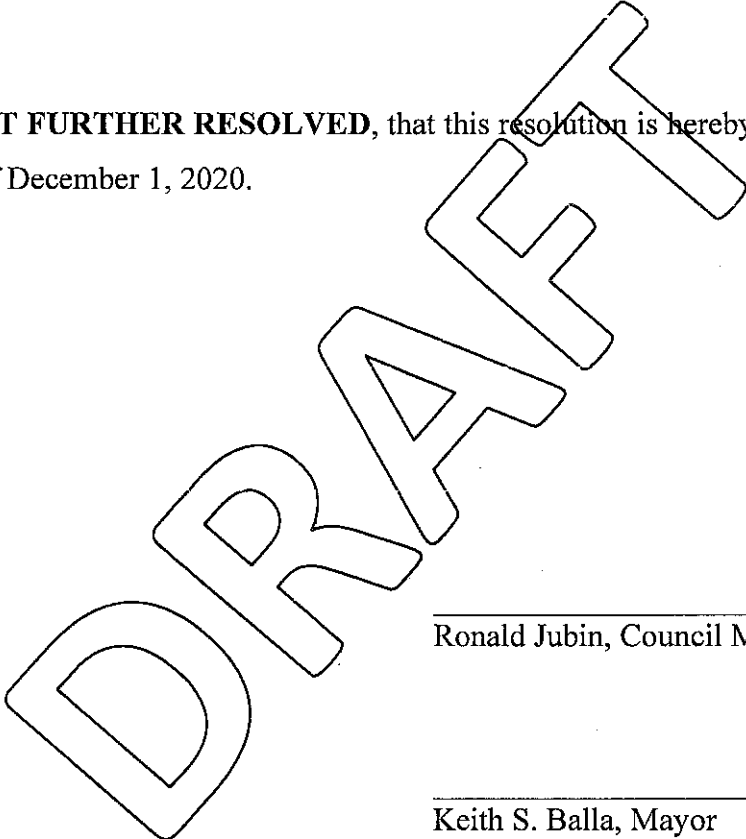
\_\_\_\_\_  
Keith S. Balla, Mayor

Date: December 3, 2020  
Index: Finance Misc.  
C: B. Hance  
D. Gaebele

## RESOLUTION

**BE IT HEREBY RESOLVED** by the Mayor and Council of the Borough of Watchung, County of Somerset, State of New Jersey, that the appointment of **Vickram Kissoon** as Public Works Driver Operator Step E at an annual salary of \$62,340.00, be and is hereby approved.

**BE IT FURTHER RESOLVED**, that this resolution is hereby ratified to an effective date of December 1, 2020.

  
\_\_\_\_\_  
Ronald Jubin, Council Member

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Keith S. Balla, Mayor

Date: December 3, 2020  
INDEX: Personnel  
C: E. Horsfall  
B. Hance

## RESOLUTION

**WHEREAS**, the Governing Body of the Borough of Watchung originally adopted Resolution R10 at its June 4, 2020 municipal council meeting which temporarily relaxed the prohibition of outdoor dining until July 17, 2020 in order to provide assistance to local retail businesses during the current public health pandemic; and

**WHEREAS**, the Governing Body adopted Resolution R10 on July 16<sup>th</sup>, R11 on August 20<sup>th</sup>, R10 on September 17<sup>th</sup>, and R9 on October 15<sup>th</sup> and R7 on November 19, 2020 further extending the original resolution until December 18, 2020, unless extended further by way of formal resolution; and

**WHEREAS**, the Resolutions adopted by the Governing Body all indicated required compliance with all Federal, State and local rules and regulations, and R7 specifically included N.J.A.C. 5:23-2.14(b)(4)(ii) and the limitations on the installation of tents to the time frames of April 1<sup>st</sup> through November 30<sup>th</sup> unless such restrictions are waived, superseded or relaxed by the Governor or other State Agency of Authority or found to be inapplicable under the specific circumstances; and

**WHEREAS**, on November 25, 2020 the Department of Community Affairs (DCA) of the State of New Jersey issued guidance for restaurants and similar establishments on the utilization of outdoor space during the winter months ("DCA Guidance"); and

**WHEREAS**, the DCA Guidance provided that due to the approaching winter weather conditions, establishments that want to maintain the use of tents past November 30, 2020, are required to apply for a UCC permit from their local construction office, as well as, a permit for any electrical equipment, electrical wiring, or mechanical equipment and "operational items" such as portable cooking equipment and portable propane heaters used around and under the tent that would otherwise require a permit must also be filed; and

**WHEREAS**, the DCA also encouraged municipalities to waive permit fees for tents in use past the November 30th deadline provided that the tents meet the snow bearing requirements; and

**WHEREAS**, the Mayor and Council have determined to waive the permit fees for the business establishments use of tents past the November 30<sup>th</sup> deadline.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Watchung, County of Somerset, State of New Jersey that it hereby authorizes and directs the waiver of permit fees for business establishments' use of tents/canopies past the November 30<sup>th</sup> deadline; and

**BE IT FURTHER RESOLVED** by the Mayor and Council that it hereby authorizes and directs the construction official and fire official to work with Watchung business establishments, to issue variations under the DCA Guidance and to approve permit applications for the use of tents/canopies or other temporary structures, up through December 18, 2020, unless further extended by Resolution of the Borough Council.

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Ronald Jubin, Council Member

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Keith S. Balla, Mayor

Date: December 3, 2020  
Index: Licenses, Permits-Special  
C: C. Taylor, C. Czuba,



## RESOLUTION

***EXPRESSING THE INTENT OF THE BOROUGH OF WATCHUNG TO SERVE AS A HOST MUNICIPALITY FOR LEGAL CANNABIS OPERATIONS AS AUTHORIZED BY THE NEW JERSEY REFERENDUM APPROVED ON NOVEMBER 3, 2020***

**WHEREAS**, on November 3, 2020, the voters of the State of New Jersey overwhelmingly approved a referendum authorizing the legal production, distribution and consumption of cannabis products; and

**WHEREAS**, the referendum authorized the New Jersey State Legislature to enact laws that would govern cannabis production, distribution and consumption; and

**WHEREAS**, although, to date, the State Legislature has not enacted such laws governing cannabis production, distribution and/or consumption, the State Legislature has indicated that it will defer to local municipalities the determination as to whether to permit cannabis product production, distribution and/or consumption within their borders; and

**WHEREAS**, the State Legislature has also indicated that it will likely permit municipalities that agree to host legal cannabis operations to impose a tax on such operations to be retained for municipal purposes; and

**WHEREAS**, portions of the Borough of Watchung serve as a retail center for Somerset and Union Counties and Watchung businesses serve customers throughout these regions; and

**WHEREAS**, the Mayor and Council desire proactively to review and analyze the various areas and zones of the Borough along with the possible different cannabis operations in an effort to promote economic development within the Borough while minimizing any impact upon residential zones and the residents of Watchung; and

**WHEREAS**, the Mayor and Council recognize the current challenging times for business and retail establishments and the commercial vacancy rate throughout the Borough and the State of New Jersey and believe the proper location of cannabis operations within the Borough may re-vitalize certain areas and zones and promote further economic development, which would benefit the Borough as a whole; and

**WHEREAS**, the Mayor and Council believe that it is in the best interest of the Borough to endorse a proactive approach relating to cannabis operations within the Borough in order to remain competitive with other municipalities in the promotion of economic development; and

**WHEREAS**, due to the overwhelming support in favor of legal cannabis, by the voters of the State, Somerset County and the Borough of Watchung, the Borough of Watchung believes it appropriate to provide access to such operations within the Borough of Watchung in specific locations of the municipality; and

**WHEREAS**, any taxes collected from such legalized cannabis operation shall be a direct benefit to the residents and property owners of Watchung by reducing the Borough's dependence on other sources of revenue such as property taxes; and

**WHEREAS**, upon the passage of law by the State of New Jersey governing the cannabis production, distribution and consumption, the Borough of Watchung intends to adopt an ordinance to permit and regulate the location for legal cannabis operations in certain designated areas within the Borough.

**NOW THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Watchung, County of Somerset, State of New Jersey that it hereby determines that the Borough is willing to serve as a host municipality for legal cannabis operations, dependent upon the operation and location; and

**BE IT FURTHER RESOLVED** by the Mayor and Council of the Borough of Watchung that they hereby authorizes the Mayor, Council President, Borough Administrator and the Borough Planner to meet and review the proposed legislation as well as the potential cannabis operations and the possible locations for the various cannabis operations within the Borough and report back to the Council with their recommendations for the governance of such operations and consideration for inclusion into the Code of the Borough of Watchung.

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Daryl Eisenberg Knegten, Council Member

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Keith S. Balla, Mayor

Date: December 3, 2020  
Index: Planning Bd, Misc.  
C: T. Snyder, C. Taylor,

## RESOLUTION

**WHEREAS**, the Governing Body of the Borough of Watchung previously adopted resolution R6 on September 17, 2020 authorizing the renewal of a pocket license to Millers Ale House of Watchung, LLC; and

**WHEREAS**, it was necessary to wait on a Special Ruling by the NJ Division of Alcoholic and Beverage Control prior to issuing Borough approval and therefore must rescind R6 adopted on September 17, 2020.

**NOW THEREFORE**, be it resolved by the Governing Body of the Borough of Watchung that resolution R6 adopted on September 17 2020, previously authorizing the renewal of a pocket license to Millers Ale House of Watchung, LLC be hereby rescinded in its entirety.

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Ronald Jubin, Council Member

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Keith S. Balla, Mayor

DATE: DECEMBER 3, 2020  
INDEX: LICENSES  
C: NJ ABC

**RESOLUTION**

**WHEREAS**, an application was previously received for the renewal of a liquor license and all fees have therefore been paid, and

**WHEREAS**, it was necessary to wait on a Special Ruling from the NJ Division of Alcoholic Beverage Control due to the applicant's prior inactive status, and

**WHEREAS**, the Borough of Watchung is in receipt of the Special Ruling issued on November 30, 2020 by the Acting Director of the NJ Division of Alcoholic Beverage Control and therefore wishes to allow the renewal of the applicant's liquor license.

**NOW THEREFORE**, be it resolved by the Governing Body of the Borough of Watchung, County of Somerset, State of New Jersey that the renewal license be issued as follows:

**PLENARY RETAIL CONSUMPTION LICENSE:** Fee \$2,500.00

1821-33-005-012

MILLERS ALE HOUSE OF WATCHUNG LLC  
POCKET LICENSE

**BE IT FURTHER RESOLVED** that the Borough Clerk is hereby authorized to deliver the aforementioned licenses, and that a certified copy of this resolution be sent to the New Jersey Director of Alcoholic Beverage Control.

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Ronald Jubin, Council Member

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Keith S. Balla, Mayor

DATE: DECEMBER 3, 2020  
INDEX: LICENSES  
C: NJ ABC

*I, Edith G. Gil, Municipal Clerk of the Borough of Watchung, County of Somerset, State of New Jersey, do hereby certify the foregoing to be a true copy of a resolution adopted by the Mayor and Council at a meeting held on December 3, 2020.*

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Edith G. Gil, RMC

**RESOLUTION**

**WHEREAS**, Section 8 of the Open Public Meetings Act (N.J.S.A. 10:4-12(b)(1-9)) permits the exclusion of the public from a meeting in certain circumstances; and

**WHEREAS**, the Governing Body is of the opinion that such circumstances presently exist.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of Watchung, County of Somerset, State of New Jersey, as follows:

1. The public shall be excluded from discussion of the closed session of December 3, 2020.
2. The general nature of the subject matter to be discussed is as follows:

Personnel Matters

3. Minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes can be made public.
4. The Borough Council may take official action on those items discussed in executive session upon completion of the executive session.

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Wendy Robinson, Council President

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Keith S. Balla, Mayor

Date: December 3, 2020  
Index: Misc.